

**DECLARATION OF OIL AND GAS NOTICE**

(Tax Map 10, Meade District, Marshall County, West Virginia)

The undersigned hereby declares:

(1) The undersigned is the owner (or lessee) of one or more coal seams or workable coal beds as those terms are defined in Section One, Article Six, Chapter Twenty-two (Section 22-6-1) of the Code of West Virginia.

(2) The coal seam(s) or workable coal bed(s) owned or leased partly or wholly by the undersigned lie(s) under the surface of lands described in Exhibit A attached hereto and made a part hereof.

(3) The undersigned desires to be given all notices of oil and gas operations provided by Sections Twelve, Thirteen, Fourteen, Twenty-three and Thirty-six of Article Six, Chapter Twenty-two (Sections 22-6-12; 22-6-13; 22-6-14; 22-6-23; and 22-6-36) of the Code of West Virginia, addressed as follows:

CONRHEIN COAL COMPANY

CONSOLIDATION COAL COMPANY

CONSOL PENNSYLVANIA COAL COMPANY LLC

McELROY COAL COMPANY

RESERVE COAL PROPERTIES COMPANY

CNX LAND RESOURCES INC.

C/O LEATHERWOOD, INC.  
1000 CONSOL ENERGY DRIVE  
CANONSBURG, PA 15317-6506

IN WITNESS WHEREOF, Conrhein Coal Company, a Pennsylvania corporation, has caused its corporate name to be subscribed hereto this 18 day of APRIL, 2011, by **William Gillenwater**, its **Assistant Manager**, by authority duly given.

CONRHEIN COAL COMPANY  
a Pennsylvania corporation:

By:

Its: Assistant Manager

Jan Pest  
MARCHALL County 11:56:35 AM  
Instrument No 1303912  
Date Recorded 05/02/2011  
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Additional \$6.00

KATHLEEN MITE  
11 GRANDVIEW CIRCLE SUITE 200  
CANONSBURG, PA 15317-6510

IN WITNESS WHEREOF, Consolidation Coal Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 18 day of APRIL, 2011, by **William Gillenwater, its Vice President**, by authority duly given.

CONSOLIDATION COAL COMPANY

a Delaware corporation:

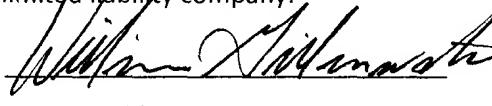
By: 

Its: Vice President

IN WITNESS WHEREOF, CONSOL Pennsylvania Coal Company LLC, a Delaware limited liability company, has caused its corporate name to be subscribed hereto this 18 day of APRIL, 2011, by **William Gillenwater, its Vice President**, by authority duly given.

CONSOL PENNSYLVANIA COAL COMPANY LLC

a Delaware limited liability company:

By: 

Its: Vice President

IN WITNESS WHEREOF, Reserve Coal Properties Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 18 day of APRIL, 2011, by **William Gillenwater, its Vice President**, by authority duly given.

RESERVE COAL PROPERTIES COMPANY

a Delaware corporation:

By: 

Its: Vice President

IN WITNESS WHEREOF, McElroy Coal Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 18 day of APRIL, 2011, by **William Gillenwater, its Vice President**, by authority duly given.

MCELROY COAL COMPANY  
a Delaware corporation:

By: 

Its: Vice President

IN WITNESS WHEREOF, CNX Land Resources Inc., a Delaware corporation, has caused its corporate name to be subscribed hereto this 18 day of APRIL, 2011, by **William Gillenwater, its Vice President**, by authority duly given.

CNX LAND RESOURCES INC.  
a Delaware corporation:

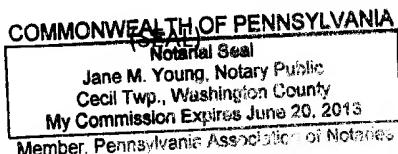
By: 

Its: Vice President

**NOTE:** PLEASE PROPERLY INDEX THIS DOCUMENT (1) UNDER CONSOLIDATION COAL COMPANY, CONSOL PENNSYLVANIA COAL COMPANY, RESERVE COAL PROPERTIES COMPANY, CONRHEIN COAL COMPANY, MCELROY COAL COMPANY, AND CNX LAND RESOURCES INC. AS A GRANTOR, AND (2) UNDER THE NAMES OF EACH OF THE INDIVIDUAL SURFACE OWNER NAMES LISTED ON THE ATTACHED EXHIBIT A AS GRANTORS, ACCORDING TO LAST NAME AND/OR ENTITY NAME.

COMMONWEALTH OF PENNSYLVANIA  
**WASHINGTON**  
COUNTY OF \_\_\_\_\_

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Assistant Manager** of CONRHEIN COAL COMPANY, a PENNSYLVANIA corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 18 day of APRIL, 2011.

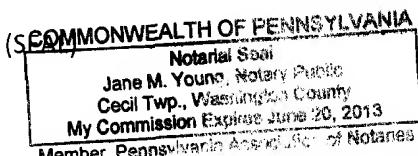
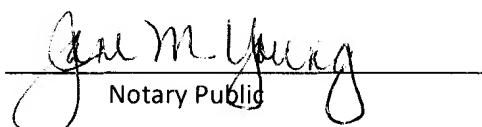


  
Notary Public

My Commission expires \_\_\_\_\_

COMMONWEALTH OF PENNSYLVANIA  
**WASHINGTON**  
COUNTY OF \_\_\_\_\_**JANE M. YOUNG**

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Vice President** of CONSOLIDATION COAL COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 18 day of APRIL, 2011.

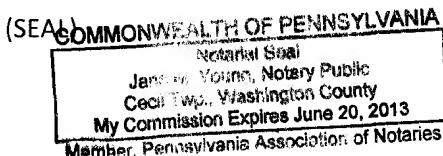
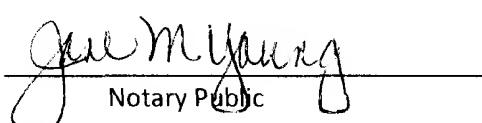



Notary Public

My Commission expires \_\_\_\_\_

COMMONWEALTH OF PENNSYLVANIA  
**WASHINGTON**  
COUNTY OF \_\_\_\_\_**JANE M. YOUNG**

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Vice President** of CONSOL PENNSYLVANIA COAL COMPANY LLC, a DELAWARE limited liability company, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 18 day of APRIL, 2011.

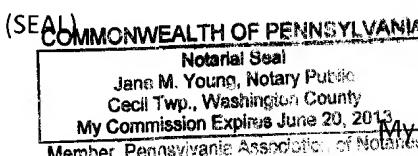
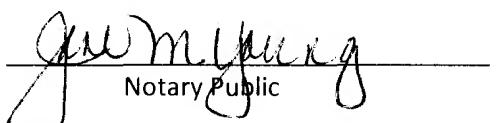



Notary Public

My Commission expires \_\_\_\_\_

COMMONWEALTH OF PENNSYLVANIA  
**WASHINGTON**  
COUNTY OF \_\_\_\_\_**JANE M. YOUNG**

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Vice President** of RESERVE COAL PROPERTIES COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 18 day of APRIL, 2011.

Notary Public

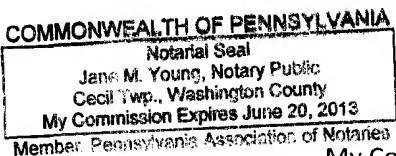
My Commission expires \_\_\_\_\_

COMMONWEALTH OF PENNSYLVANIA  
**WASHINGTON**  
 COUNTY OF \_\_\_\_\_

**JANE M. YOUNG**

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the Vice President of MCELROY COAL COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 18 day of APRIL, 2011.

(SEAL)



Jane M. Young  
 Notary Public

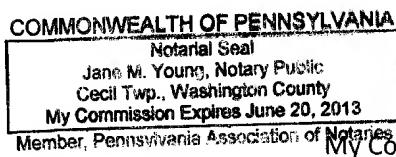
My Commission expires \_\_\_\_\_

COMMONWEALTH OF PENNSYLVANIA  
 COUNTY OF **WASHINGTON**

**JANE M. YOUNG**

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the Vice President of CNX LAND RESOURCES INC., a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 18 day of APRIL, 2011.

(SEAL)



Jane M. Young  
 Notary Public

My Commission expires \_\_\_\_\_

This Document Prepared By:

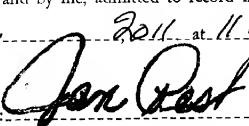
Andrew S. Graham  
 WV Bar No. 9664  
 Steptoe & Johnson PLLC  
 1085 Van Voorhis Road  
 PO BOX 1616  
 Morgantown, WV 26507  
 (304) 598-8000

**EXHIBIT A - SURFACE TRACTS (McELROY MINE)**  
**Tax Map 10, Meade District, Marshall County, West Virginia**

Tax Map	Parcel	Last Name	First Name	Street Address	City	State	Zip	Assessment Description	Reference
10	1	Cunningham	Georgia I. (Life), et al	RR 1 Box 45A	Glen Easton	WV	26039	PT 118.087 A Fish Creek & O&G	DB 676/252
10	1.3	Montgomery	Finley D. & Karla R.	RR 1 Box 46	Glen Easton	WV	26039	20.294 A Fish Creek	DB 567/59
10	2	Cunningham	Georgian I. (Life), et al	RR 1 Box 45A	Glen Easton	WV	26039	206.988 Fish Creek & O&G	DB 676/252
10	2.1	Youcum	Sherry	RR 5 Box 15B	Moundsville	WV	26041	5 A Fish Creek	DB 627/166
10	2.2	Fecat	Walter J., Jr. & Brenda J.	1410 Sunset Lane	Glen Dale	WV	26038	5 A Fish Creek	DB 457/343
10	3	Roupe	William N., et al	RD 2 Box 117A	Proctor	WV	26055	52 Acres Fish Creek	DB 676/265
10	4	Mason	Jantes W., et al	RR 2 Box 177	Proctor	WV	26055	67 Lower Bowman & O&G	WB 85/174
10	5	Mason	James W., et al	RR 2 Box 177	Proctor	WV	26055	51.62 Lower Bowman & O&G	WB 85/174
10	6	Mason	James W., et al	RR 2 Box 177	Proctor	WV	26055	43 Lower Bowman & O&G	WB 85/174
10	9	Baker	Mary E., et al	RR 2 Box 144	Moundsville	WV	26041	17.14 Lower Bowman & O&G	DB 286/106
10	11	Baker	Mary E., et al.	RR 2 Box 144	Moundsville	WV	26041	60 Lower Bowman & O&G	DB 286/106
10	12	Whetzel	Ray A., et al	RR 1 Box 46	Glen Easton	WV	26039	36.51 Bowman & O&G	DB 547/240
10	13	Whetzel	Ray A., et al	RR 1 Box 46	Glen Easton	WV	26039	71.119 Lower Bowman & O&G	DB 564/326
10	14	McConnell	William	1100 Jefferson Avenue	Moundsville	WV	26041	15 Fish Creek	DB 577/52
10	15	Bonene	Joseph Michael	560 Cloverleaf Road	York	PA	17406	44.00 A Fish Creek	DB 634/33
10	18	Coblenz Bros. Inc.		7101 S. Kohler Road	Apple Creek	OH	44606	67.88 Lower Bowman	DB 653/339
10	19	Kelley	John E. et ux	RR 1 Box 26	Proctor	WV	26055	113.08 Fish Creek & O&G	DB 552/467
10	19.1	Hunter	Dennis W.	RR 1 Box 42	Glen Easton	WV	26039	10 A Fish Creek & O&G	DB 569/549
10	20	Hoyt	Joseph & Shannon N.	RR 1 Box 46B	Glen Easton	WV	26039	9.942 A Fish Creek	DB 699/235

STATE OF WEST VIRGINIA, MARSHALL COUNTY, SCT.:

I, JAN PEST, Clerk of the County Commission of said County, do hereby certify that the annexed writing, bearing date on the 18th day of April 2011, was presented for and by me, admitted to record in my office upon the above certificate as to the parties therein named this 2nd day of May 2011 at 11:56 o'clock A.M.

TESTE:  Clerk.